

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ESTATE OF BURKHARD
KETSCHAU, et al.,

Plaintiffs,

V.

PROGRESSIVE DIRECT INSURANCE COMPANY.

Defendant.

CASE NO. C23-1676JLR

ORDER

Federal Rule of Civil Procedure 4 requires a plaintiff to serve the defendant with a summons and a copy of the plaintiff's complaint and sets forth the specific requirements for doing so. *See Fed. R. Civ. P. 4.* Rule 4(m), which provides the timeframe in which service must be effectuated, states in relevant part:

If a defendant is not served within 90 days after the complaint is filed, the court—on motion or on its own after notice to the plaintiff—must dismiss the action without prejudice against that defendant or order that service be made within a specified time. But if the plaintiff shows good cause for the failure, the court must extend the time for service for an appropriate period.

1 *Id.* Here, Plaintiff has failed to serve Defendant with a summons and a copy of Plaintiff's
2 complaint within the timeframe provided in Rule 4(m).

3 Accordingly, the court ORDERS Plaintiff to SHOW CAUSE within ten (10) days
4 of the date of this order why this action should not be dismissed for failure to comply
5 with Rule 4(m). If Plaintiff does not demonstrate good cause for the failure, the court
6 will dismiss the action without prejudice.

7 Dated this 29th day of February, 2024.

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JAMES L. ROBART
United States District Judge